

1888, art. 25, sec. 99. 1860, art. 28, sec. 28. 1853, ch. 220, sec. 10.

**103.** In all cases where the county commissioners shall adjudge that a road be opened or altered they shall at the usual time for levying taxes levy on the assessable property of the county a sum sufficient to open or alter said road, and also sufficient to pay the damages awarded, if it shall have been adjudged that the damages be paid by the county, or such proportion of the said sums as shall have been adjudged to be paid by the county; and it shall be the duty of the county commissioners to open or alter the road as soon as it can conveniently be done.

#### Private Roads.

*Ibid.* sec. 100. 1860, art. 28, sec. 29. 1834, ch. 253, sec. 1.

**104.** Any owner of any lands in this State has the right to a road and way to and from his land to places of public worship and mills, market towns, public ferries and court houses, and may obtain a private road or way by application to the county commissioners.

*Greenwood v. Stoner*, 3 H. & J. 435. *Wright v. Freeman*, 5 H. & J. 467. *Owens v. Worthington*, 10 G. & J. 283. *Savage Manfg. Co. v. Owings*, 3 Gill, 497. *Pue v. Pue*, 4 Md. Ch. Dec. 386. *McTavish v. Carroll*, 7 Md. 352. *Jay v. Michael*, 92 Md. 209.

*Ibid.* sec. 101. 1860, art. 28, sec. 30. 1834, ch. 253, sec. 1.

**105.** The county commissioners, on application of any person for a private road shall appoint three discreet and sensible persons of the county not related to either of the parties, who shall act as commissioners to lay out such private road, not exceeding sixteen feet, clear of ditches, in breadth, and shall direct the said commissioners to lay out the same, taking into consideration the convenience of the party petitioning for such private road, as well as the convenience and interest of the persons through whose lands said road may be located, and the said commissioners shall assess the damages to be paid to the owners of the lands through which the said road may pass.

*Jay v. Michael*, 92 Md. 209.

*Ibid.* sec. 102. 1860, art. 28, sec. 31. 1834, ch. 253, sec. 1.

**106.** If any person through whose lands such road may pass, or if the person applying therefor shall object to its running in the manner returned by the commissioners, the said county commissioners may make such order as to the course of said road as they may think proper.

*Ibid.*